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|--|---------------------------|---|
| TRANSMITTAL LETTER TO THE UNITED STATES<br>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br>CONCERNING A FILING UNDER 35 U.S.C. § 371 |                           | Attorney Docket<br><b>051530-5006-US</b>              |
|  |                           | U.S. Application No. <b>10/516079</b><br>Not Assigned |
| International Application. No.   | International Filing Date | Priority Date Claimed                                 |
| <b>PCT/US03/17410</b>  | <b>June 2, 2003</b>       | <b>May 31, 2002 and August 27, 2002</b>               |

Title of Invention: **Combination Chemotherapy with Chlorotoxin**

Applicants For EO/EO/US: **Vernon L. ALVAREZ; Carol A. GRIMES; and Matthew A. GONDA**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. § 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. § 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A copy of the International Application as filed has been transmitted by the International Bureau.
7. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
10. ☐ An oath or declaration of the inventors (35 U.S.C. § 371(c)(4)).
11. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 12. to 15. below concern other document(s) or information included:

12. ☐ An Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included.
14. ☒ A FIRST preliminary amendment.
15. ☒ Other items or information:
  - (a) PCT/IB/301
  - (b) PCT/IB/304
  - (c) PCT/IB/308
  - (d) Statement Accompanying Sequence Listing
  - (e) Disk with electronic copy of Sequence Listing

U.S. Application No. **10/516079** International Application No. **PCT/US03/17410** Attorney Docket  
(Not Assigned) **051530-5006-US**

16. ☒ The following fees are submitted:
- Basic National Fee (37 C.F.R. § 1.492(a)(1)-(5)):**
- Search Report has been prepared by the EPO or JPO.....\$950.00
- International preliminary examination fee paid to  
USPTO (37 C.F.R. § 1.482).....\$750.00
- No international preliminary examination fee paid to  
USPTO (37 C.F.R. § 1.482) but international search fee  
paid to USPTO (37 C.F.R. § 1.445(a)(2)).....\$790.00
- Neither international preliminary examination fee  
(37 C.F.R. § 1.482) nor international search fee  
(37 C.F.R. § 1.445(a)(2)) paid to USPTO.....\$1,110.00
- International preliminary examination fee paid to USPTO  
(37 C.F.R. § 1.482) and all claims satisfied provisions  
of PCT Article 33(2)-(4).....\$100.00

**ENTER APPROPRIATE BASIC FEE AMOUNT = \$790.00**

Surcharge of \$130.00 for furnishing the oath or declaration later than

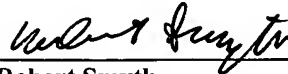
☐ 20 ☐ 30 months from the earliest claimed priority date  
(37 C.F.R. § 1.492(e)).

| Claims  | Number Filed | Number Extra | Rate       |                 |
|---|--------------|--------------|------------|-----------------|
| Total Claims  | 17 - 20 =    | 0            | X \$18.00  | 0.00            |
| Independent Claims  | 3 - 3 =      | 0            | X \$88.00  | 0.00            |
| Multiple dependent claim(s) (if applicable)   |              |              | + \$300.00 | 0.00            |
| <b>TOTAL OF ABOVE CALCULATIONS</b>  |              |              |            | <b>\$790.00</b> |
| Reduction by 1/2 for filing by small entity, if applicable  |              |              |            | -\$395.00       |
| <b>SUBTOTAL =</b>   |              |              |            | <b>\$395.00</b> |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)). |              |              |            | +\$             |
| <b>TOTAL NATIONAL FEE =</b>   |              |              |            | <b>\$395.00</b> |
| Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)).<br>The Assignment must be accompanied by an appropriate cover sheet<br>(37 C.F.R. §§ 3.28, 3.31). \$40.00 per property                     |              |              |            |                 |
| <b>TOTAL FEES ENCLOSED =</b>  |              |              |            | <b>\$395.00</b> |
| Amount to be refunded   |              |              |            |                 |
| Amount to be charged  |              |              |            | <b>\$395.00</b> |

- a. ☐ A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 50-0310 in the amount of **\$395.00**.  
to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized  
by this paper to charge any additional fees during the entire pendency of this application  
including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any  
overpayment to Deposit Account No. 50-0310.

Date: November 29, 2004

Customer No. 09629  
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